

COMMENTS OF TELIAX, INC.
Exhibit B – Deposition Transcript of Kimberly Meola

Teliix, Inc. v. AT&T Corp, 1:15-cv-01472-RBJ (D. Colo.)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
CIVIL ACTION NO.: 1:15-cv-01472-RBJ

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TELIAZ, INC., d/b/a Teliix)
Colorado, LLC,)
)
Plaintiff/)
Counter-Defendant,)
)
vs.)
)
AT&T CORP.,)
)
Counter-Plaintiff/)
Defendant, and)
)
BELLSOUTH LONG DISTANCE, INC.,)
D/B/A AT&T LONG DISTANCE)
SERVICE,)
)
Defendant.)
-----X

DEPOSITION OF KIMBERLY A. MEOLA
Bedminster Township, New Jersey
Thursday, December 3, 2015

Reported by:
CORINNE J. BLAIR, CRR, CCR, RPR, CLR
JOB #: 100687

1 Meola

2 A So for a VOIP provider, these calls
3 are noematic, and we would utilize and expect
4 to pay a national average tandem switching
5 rate.

6 Q Would you use the -- if CLEC
7 number 2 had a tariff on file with the FCC
8 that had a tandem rate, would you use that
9 rate?

10 A I can't answer that question. It
11 depends. Generally, yes, but there are
12 exceptions to that, based on how the tariff's
13 filed and when the tariff's filed and the
14 other situations that might arise around the
15 call flow.

16 Just because a tariff is on file
17 doesn't mean that it makes it appropriate.

18 Q For domestically-originated
19 toll-free calls, has AT&T ever requested a
20 carrier or VOIP provider to block those, that
21 you're aware of?

22 A Not that I'm aware of.

23 Q For internationally-originated
24 calls, has AT&T ever requested a VOIP provider
25 or a CLEC to block those calls, to your

1 Meola

2 knowledge?

3 A Not that I'm aware of.

4 Q Now, back to our example.

5 If CLEC number 1 -- which provided
6 the telephone numbers to our VOIP provider
7 that we're talking about in our example --
8 delivers the call to AT&T, is it your
9 understanding of AT&T's position that it
10 could charge access for that call?

11 A Yes. CLEC 1 can charge.

12 Q And if it also provided a tandem
13 function -- let's assume for my question that
14 CLEC number 1 provided a tandem function, as
15 well, could it bill for that?

16 A Normally it would be either local
17 switching or tandem switching.

18 Q Do you know when one applies and
19 when the other wouldn't, based on your
20 knowledge?

21 A Generally, if they own the end user,
22 then they would charge end office or local
23 switching; meaning, that they have some
24 responsibility and cost associated with the
25 local loop and they need to recover that

1 Meola

2 were talking about CLEC number 2 that did not
3 provide the numbers, with respect to direct
4 connect?

5 A Yeah, shouldn't differentiate one
6 CLEC to another.

7 Q Does AT&T order 8YY origination
8 services from Teliix, to your knowledge?

9 A Order?

10 Q Order the services.

11 A Not to my knowledge.

12 Q Putting aside for and originated
13 toll-free calls (sic), does AT&T expect Teliix
14 to deliver all calls intended to reach AT&T's
15 network?

16 A Yes.

17 Q Are there any circumstances that you
18 can think of where AT&T would not expect
19 Teliix to deliver 8YY calls intended for its
20 network to AT&T? Can you think of any
21 examples?

22 A If it was fraud -- if you were aware
23 that there was artificially-generated
24 traffic, we would expect that you would not
25 send that.

1 Meola

2 communication from AT&T to Teliix before the
3 calls got blocked?

4 MR. SULLIVAN: Objection.

5 Foundation.

6 THE WITNESS: We could provide that
7 -- that support. We absolutely could
8 provide that support. I'm not going to
9 say it's mandatory. I don't know that.

10 I think everybody has a
11 responsibility in the industry to avoid
12 and shut off fraud. I think that's the
13 expectation.

14 Q With respect to blocking calls for
15 fraud, does it matter -- in expecting Teliix
16 to cooperate with you to block these calls,
17 does it make a difference to you whether
18 Teliix is providing the telephone numbers to
19 the calling party?

20 A I don't know. I don't know if that
21 would matter, who would stop that call.

22 Q Just to confirm, are there any other
23 circumstances that you can think of where AT&T
24 would expect Teliix not to deliver 8YY calls?

25 A No. No other.